

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

In re:  CITY OF CHESTER, PENNSYLVANIA,  Debtor.	: : : : : : :	Chapter 9  Case No. 22-13032  Judge Ashely M. Chan
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**AFFIDAVIT OF SERVICE**

STATE OF NEW YORK     )  
                                      ) ss:  
COUNTY OF KINGS     )

I, Edward A. Calderon, declare:

1. I am over the age of 18 years and not a party to this Chapter 9 case.
2. I am employed by Donlin, Recano & Company, Inc., ("DRC"), 6201 15<sup>th</sup> Avenue, Brooklyn, NY 11219.
3. On the 10<sup>th</sup> day of November, 2022, DRC, acting under my supervision, caused a true and accurate copy of the following documents:
  - i. Declaration of Michael Doweary in Support of the City of Chester, Pennsylvania's Statement of Qualifications Pursuant to Section 109(c) of the Bankruptcy Code and First Day Pleadings (Docket No. 5);
  - ii. Declaration of Vijay Kapoor in Support of the City of Chester, Pennsylvania's Statement of Qualifications Pursuant to Section 109(c) of the Bankruptcy Code and First Day Pleadings (Docket No. 6);
  - iii. Motion of Debtor for Entry of an Order (a) Directing and Approving Form of Notice of Commencement of Case and Manner of Service and Publication of Notice, (b) Establishing a Deadline for Objections to Eligibility, and (c) Granting Related Relief (Docket No. 8);

- iv. Motion of Debtor for Entry of an Order Appointing Donlin, Recano & Company, Inc. as Claims and Noticing Agent Pursuant to 28 U.S.C. § 156(c), Section 105(a) of the Bankruptcy Code and Bankruptcy Rule 2002 (Docket No. 9);
- v. Motion for an Order Finding That 11 U.S.C. § 362 Does Not Operate as a Stay of the Receiver's Modification of Amended Recovery Plan Pending before the Commonwealth Court of Pennsylvania, or alternatively, for Relief from the Automatic Stay (Docket No. 10);
- vi. Motion of Debtor for the Entry of an Order (a) Scheduling an Expedited Hearing on Certain Initial Motions Filed by Debtor, (b) Limiting Notice of Hearing, and (c) Approving Form and Manner of Notice (Docket No. 15);
- vii. Order (a) Scheduling an Expedited Hearing on Certain Initial Motions Filed by the Debtor, (b) Limiting Notice of Hearing, and (c) Approving Form and Manner of Notice (Docket No. 19); and
- viii. Notice of Expedited Hearing on Initial Motions of Debtor (a copy of which is set forth on Exhibit 1),

to be served via electronic mail upon the parties as set forth in Exhibit 2; via Federal Express Priority Overnight delivery upon the parties as set forth in Exhibit 3; and via USPS Express Mail Overnight upon the parties as set forth in Exhibit 4, attached hereto.

4. On the 10<sup>th</sup> day of November, 2022, DRC, acting under my supervision, caused a true and accurate copy of the following documents:
- i. Declaration of Michael Doweary in Support of the City of Chester, Pennsylvania's Statement of Qualifications Pursuant to Section 109(c) of the Bankruptcy Code and First Day Pleadings (Docket No. 5);
  - ii. Declaration of Vijay Kapoor in Support of the City of Chester, Pennsylvania's Statement of Qualifications Pursuant to Section 109(c) of the Bankruptcy Code and First Day Pleadings (Docket No. 6);
  - iii. Motion of Debtor for Entry of an Order (a) Directing and Approving Form of Notice of Commencement of Case and Manner of Service and Publication of Notice, (b) Establishing a Deadline for Objections to Eligibility, and (c) Granting Related Relief (Docket No. 8);
  - iv. Motion of Debtor for Entry of an Order Appointing Donlin, Recano & Company, Inc. as Claims and Noticing Agent Pursuant to 28 U.S.C. § 156(c), Section 105(a) of the Bankruptcy Code and Bankruptcy Rule 2002 (Docket No. 9);

- v. Motion of Debtor for the Entry of an Order (a) Scheduling an Expedited Hearing on Certain Initial Motions Filed by Debtor, (b) Limiting Notice of Hearing, and (c) Approving Form and Manner of Notice (Docket No. 15);
- vi. Order (a) Scheduling an Expedited Hearing on Certain Initial Motions Filed by the Debtor, (b) Limiting Notice of Hearing, and (c) Approving Form and Manner of Notice (Docket No. 19); and
- vii. Notice of Expedited Hearing on Initial Motions of Debtor (a copy of which is set forth on Exhibit 1),

to be served via electronic mail upon the parties as set forth in Exhibit 5; via Federal Express Priority Overnight delivery upon the parties as set forth in Exhibit 6; and via USPS Express Mail Overnight upon the parties as set forth in Exhibit 7, attached hereto.

5. On the 10<sup>th</sup> day of November, 2022, DRC, acting under my supervision, caused a true and accurate copy of the following documents:

- i. Motion for an Order Finding That 11 U.S.C. § 362 Does Not Operate as a Stay of the Receiver's Modification of Amended Recovery Plan Pending before the Commonwealth Court of Pennsylvania, or alternatively, for Relief from the Automatic Stay (Docket No. 10);
- ii. Order (a) Scheduling an Expedited Hearing on Certain Initial Motions Filed by the Debtor, (b) Limiting Notice of Hearing, and (c) Approving Form and Manner of Notice (Docket No. 19); and
- iii. Notice of Expedited Hearing on Initial Motions of Debtor (a copy of which is set forth on Exhibit 1),

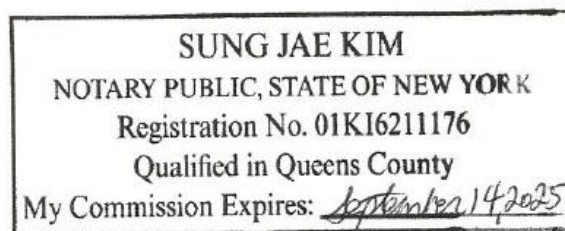
to be served via Federal Express Priority Overnight delivery upon the parties as set forth in Exhibit 8, attached hereto.

I declare under penalty of perjury that the foregoing is true and correct to the best of my personal knowledge. Executed this 13<sup>th</sup> day of November, 2022, Brooklyn, New York.

By Edward A. Calderon  
Edward A. Calderon

Sworn before me this  
13<sup>th</sup> day of November, 2022

Sung Jae Kim



## **EXHIBIT 1**

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

In re:	:	Chapter 9
	:	
CITY OF CHESTER, PENNSYLVANIA,	:	Case No. 22-13032
	:	
Debtor.	:	Judge Ashely M. Chan
	:	

**NOTICE OF EXPEDITED HEARING ON INITIAL MOTIONS OF DEBTOR**

**TO THE PARTIES RECEIVING THIS NOTICE:**

1. On November 10, 2022 (the “Petition Date”), the City of Chester (“Chester” or the “City”), commenced a case (the “Chapter 9 Case”) under chapter 9 of title 11 of the United States Code (the “Bankruptcy Code”) in the United States Bankruptcy Court for the Eastern District of Pennsylvania (the “Bankruptcy Court”). The Chapter 9 Case is pending before the Honorable Ashely M. Chan, United States Bankruptcy Judge.

2. On November 10, 2022, the City filed a motion [Docket No. 15] (the “Expedited Hearing Motion”) seeking an expedited hearing on certain motions filed on the Petition Date (collectively, the “Initial Motions”).

3. On November 10, 2022, the Court entered an order [Docket No. 19] approving the relief requested in the Expedited Hearing Motion (the “Expedited Hearing Order”). By the Expedited Hearing Order, the Court scheduled a hearing on the Initial Motions for 2:00 p.m. (ET) on November 15, 2022, in Courtroom #4 at the United States Bankruptcy Court for the Eastern District of Pennsylvania., Robert N.C. Nix Sr., Federal Building & Post Office, 900 Market Street, 2nd Floor, Philadelphia, Pennsylvania 19107 (the “Initial Hearing”). A copy of the Expedited Hearing Order is attached hereto as **Appendix I**.

4. The Initial Motions consist of the following:

- a. Motion of Debtor for Entry of an Order (A) Directing and Approving Form of Notice of Commencement of Case and Manner of Service and Publication of Notice, (B) Establishing a Deadline for Objections to Eligibility, and (C) Granting Related Relief [Docket No. 8] (the “Eligibility Scheduling and Notice Motion”);
- b. Motion of Debtor for Entry of an Order Appointing Donlin, Recano & Company, Inc. as Claims and Noticing Agent Pursuant to 28 U.S.C. § 156(c), Section 105(a) of the Bankruptcy Code and Bankruptcy Rule 2002 [Docket No. 9] (the “Claims Agent Motion”); and
- c. Motion for an Order Finding that 11 U.S.C. § 362 Does Not Operate as a Stay of the Receiver’s Modification of Recovery Plan Pending Before the Commonwealth Court of Pennsylvania, or Alternatively, for Relief from the Automatic Stay [Docket No. 10] (the “Stay Clarification Motion”).

**IF YOU WISH TO BE HEARD WITH RESPECT TO THE RELIEF REQUESTED BY THE CITY IN ANY OF THE INITIAL MOTIONS, THEN YOU MUST APPEAR AT THE INITIAL HEARING, EITHER IN PERSON OR TELEPHONICALLY PURSUANT TO THE BANKRUPTCY COURT’S PROCEDURES FOR TELEPHONIC PARTICIPATION AT HEARINGS.**

5. Copies of the Initial Motions are being served on you and are available, along with all other documents filed in this case, free of charge at the City’s restructuring website at <http://www.donlinrecano.com/chesterpa> or, on paid subscription basis, through the Bankruptcy Court’s PACER system at [ecf.paeb.uscourts.gov](http://ecf.paeb.uscourts.gov).

6. If you wish to receive further notices in this Chapter 9 Case, you are encouraged to appear formally and file with the Bankruptcy Court a written request for service of papers pursuant to the Federal Rules of Bankruptcy Procedure.

**BY ORDER OF THE COURT**

## **APPENDIX I**

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

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In re:	:	Chapter 9
CITY OF CHESTER, PENNSYLVANIA,	:	Case No. 22-13032
Debtor.	:	

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**ORDER (A) SCHEDULING AN EXPEDITED HEARING ON CERTAIN INITIAL  
MOTIONS FILED BY THE DEBTOR, (B) LIMITING NOTICE OF HEARING, AND  
(C) APPROVING FORM AND MANNER OF NOTICE**

This matter coming before the Court on the *Motion of the Debtor for Entry of an Order (A) Scheduling an Expedited Hearing on Certain Initial Motions Filed by Debtor, (B) Limiting Notice of Hearing, and (C) Approving Form and Manner of Notice* (the “Motion”),<sup>1</sup> filed by the City of Chester (“Chester” or the “City”); the Court having reviewed the Motion, the *Declaration of Michael Doweary in Support of the City of Chester, Pennsylvania’s Statement of Qualifications Pursuant to Section 109(c) of the Bankruptcy Code* (the “Doweary Declaration”), and the *Declaration of Vijay Kapoor in Support of the City of Chester, Pennsylvania’s Statement of Qualifications Pursuant to Section 109(c) of the Bankruptcy Code* (the “Kapoor Declaration”), and the Court finding that: (a) the Court has jurisdiction over this matter pursuant to 28 U.S.C. §§ 157 and 1334, (b) this is a core proceeding pursuant to 28 U.S.C. § 157(b), and (c) the circumstances justify an expedited hearing on the Initial Motions; and the Court having determined that the legal and factual bases set forth in the Motion, the Doweary Declaration, and the Kapoor Declaration establish just cause for the relief granted herein, and no hearing on the Motion is necessary;

IT IS HEREBY ORDERED THAT:

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<sup>1</sup> Capitalized terms not otherwise defined herein have the meanings given to them in the Motion.



1. The Motion is GRANTED as set forth herein.
2. The Court shall conduct a hearing, in person, on the Initial Motions at 2:00 p.m. (ET) on November 15, 2022, in Courtroom #4 at the United States Bankruptcy Court for the Eastern District of Pennsylvania., Robert N.C. Nix Sr., Federal Building & Post Office, 900 Market Street, 2nd Floor, Philadelphia, Pennsylvania 19107.
3. The form of notice attached as **Exhibit B** to the Motion (the “Notice”) is hereby APPROVED. Under the circumstances, service of the Notice and the Initial Motions on the Initial Notice Parties by e-mail transmission (where e-mail information is known) and by hand delivery or overnight courier upon all Initial Notice Parties is adequate and appropriate notice of the Initial Motions and the Initial Hearing.
4. Nothing herein is intended to, shall constitute or shall be deemed to constitute the City’s consent pursuant to Section 904 of the Bankruptcy Code to this Court’s interference with (a) any of the political or governmental powers of the City, (b) any of the property or revenues of the City, or (c) the City’s use or enjoyment of any income-producing property.
5. The Court shall retain jurisdiction to hear and determine all matters arising from or related to the implementation, enforcement, or interpretation of this Order.

Dated: November 10, 2022



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ASHELY M. CHAN,  
United States Bankruptcy Judge

## **EXHIBIT 2**

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000024P001-1498S-001  
DELAWARE COUNTY PENNSYLVANIA  
WILLIAM F MARTIN COUNTY SOLICITOR  
GOVERNMENT CENTER 2ND FLOOR  
201 WEST FRONT ST  
MEDIA PA 19063  
MARTINW@CO.DELAWARE.PA.US

000027P001-1498S-001  
GREENBERG TRAURIG LLP  
KEVIN GREENBERG  
1717 ARCH ST STE 400  
PHILADELPHIA PA 19103  
GREENBERGK@GTLAW.COM

000001P003-1498S-001  
OFFICE OF THE US TRUSTEE  
GEORGE M. CONWAY  
ROBERT NC NIX SR FEDERAL BLDG  
900 MARKET ST ROOM 320  
PHILADELPHIA PA 19107  
GEORGE.M.CONWAY@USDOJ.GOV

000031P001-1498S-001  
PFS VII LLC  
MICHAEL LENZA  
54 CAMP ST  
MILFORD MA 01757  
MLENZA@AOL.COM

000007P001-1498S-001  
US EPA, REGION 3  
OFFICE OF REGIONAL COUNSEL  
FOUR PENN CTR  
1600 JOHN F KENNEDY BLVD  
PHILADELPHIA PA 19103  
R3\_BANKRUPTCY\_MAILBOX@EPA.GOV

## **EXHIBIT 3**

## Exhibit Page

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000021P001-1498S-001 CITY OF CHESTER AGGREGATE PENSION FUND 1 FOURTH ST CHESTER PA 19013	000022P001-1498S-001 CITY OF CHESTER AGGREGATE PENSION FUND PNC FINANCIAL SERVICES GROUP INC AS PENSION PLAN ADMINISTRATOR THE TOWER AT PNC PLAZA 300 FIFTH AVE PITTSBURGH PA 15222	000023P001-1498S-001 COUNTY OF DELAWARE PENNSYLVANIA EXECUTIVE DIRECTOR COUNTY GOVERNMENT CENTER 201 WEST FRONT ST MEDIA PA 19063	000025P001-1498S-001 DELAWARE VALLEY REGIONAL FINANCE AUTHORITY CALHOUN BAKER INC 1811 BETHLEHEM PIKE STE C350 FLOURTOWN PA 19031
000011P001-1498S-001 INTERNAL REVENUE SVC CENTRALIZED INSOLVENCY OPERATION 2970 MARKET ST MAIL STOP 5 Q30 133 PHILADELPHIA PA 19104-5016	000028P001-1498S-001 INTERNAL REVENUE SVC 600 ARCH ST PHILADELPHIA PA 19106-1611	000009P001-1498S-001 PA DEPT OF LABOR AND INDUSTRY OFFICE OF CHIEF COUNSEL 651 BOAS ST 10TH FL LABOR & INDUSTRY BLDG HARRISBURG PA 17121-0751	000010P001-1498S-001 PA DEPT OF LABOR AND INDUSTRY OFFICE OF CHIEF COUNSEL 444 NORTH THIRD ST STE 200 PHILADELPHIA PA 19123
000004P001-1498S-001 PENNSYLVANIA DEPT OF REVENUE BANKRUPTCY DIVISION DEPT 280946 HARRISBURG PA 17128-0946	000032P001-1498S-001 PFS VII LLC ELLIOTT GREENLEAF PC THOMAS B HELBIG 925 HARVEST DR STE 300 BLUE BELL PA 19422	000033P001-1498S-001 PFS VII LLC RAFFAELE PUPPIO ERNIE ANGELOS 19 WEST THIRD ST MEDIA PA 19063	000034P001-1498S-001 PROSPECT MEDICAL HOLDINGS INC DBA CROZER HEALTH 100 WEST SPROUL RD SPRINGFIELD PA 19064
000008P001-1498S-001 SOCIAL SECURITY ADMINISTRATION OFFICE OF GEN COUNSEL REGION 3 300 SPRING GDN ST PHILADELPHIA PA 19123	000035P001-1498S-001 STATE OF PENNSYLVANIA DEPT OF COMMUNITY AND ECONOMIC DEVELOPMENT COMMONWEALTH KEYSTONE BUILDING 400 NORTH ST HARRISBURG PA 17120	000037P001-1498S-001 TEAMSTERS LOCAL 107 1 E 15TH ST CHESTER PA 19013	000006P001-1498S-001 TEXAS WORKFORCE COMMISSION BANKRUPTCY UNIT RM 556 101 E 15TH ST AUSTIN TX 78778
000005P001-1498S-001 US ATTORNEY'S OFFICE 615 CHESTNUT ST 12TH FL PHILADELPHIA PA 19106	000038P001-1498S-001 US BANK NATIONAL ASSOCIATION AS PAYING AGENT CORPORATE TRUST 50 S. 16TH ST STE 2000 PHILADELPHIA PA 19102	000039P001-1498S-001 WILMINGTON TRUST CO 1100 NORTH MARKET ST RODNEY SQUARE NORTH WILMINGTON DE 19890	

## **EXHIBIT 4**

City of Chester, Pennsylvania  
USPS Express Mail

## Exhibit Page

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11/10/2022 09:23:46 PM

000002P001-1498S-001 ATTORNEY GENERAL OF THE UNITED STATES BEN FRANKLIN STATION PO BOX 227 WASHINGTON DC 20044-	000019P001-1498S-001 CHESTER CITY FIRE FIGHTERS ASSOCIATION LOCAL 1400 INTERNATIONAL ASSOCIATION OF FIRE FIGHTERS PO BOX 357 CHESTER PA 19013-	000020P001-1498S-001 CHESTER WATER AUTHORITY PO BOX 467 CHESTER PA 19016-	000026P001-1498S-001 DELAWARE VALLEY REGIONAL FINANCE AUTHORITY CARMEN P BELEFONTE ESQ 20 WEST THIRD ST PO BOX 1670 MEDIA PA 19063-
000003P001-1498S-001 INTERNAL REVENUE SVC CENTRALIZED INSOLVENCY OPERATION PO BOX 7346 PHILADELPHIA PA 19101	000029P001-1498S-001 KS STATEBANK 1010 WESTLOOP PO BOX 69 MANHATTAN KS 66502-	000030P001-1498S-001 LODGE NO 19 OF THE FRATERNAL ORDER OF POLICE PO BOX 820 CHESTER PA 19013-	000012P001-1498S-001 MASSACHUSETTS DEPT OF REVENUE COLLECTIONS BUREAU/BANKRUTPCY UNIT PO BOX 7090 BOSTON MA 02204
000036P001-1498S-001 STEPHEN SHEPPLEMAN ROBERT C EWING 20 SOUTH OLIVE ST STE 205 PO BOX 728 MEDIA PA 19063-			

## **EXHIBIT 5**



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000289P001-1498A-001A  
PRESTON HOLLOW COMMUNITY CAPITAL  
CHARLIE VISCONSI  
1717 MAIN ST STE 3900  
DALLAS TX 75201  
CVISCONSI@PHCCAP.COM

## **EXHIBIT 6**

City of Chester, Pennsylvania  
Federal Express  
Exhibit Page

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11/10/2022 09:46:20 PM

000292P001-1498A-001A  
US BANK NATIONAL ASSOCIATION  
AS SINKING FUND DEPOSITORY AND TRUSTEE  
60 LIVINGSTON AVE  
ST. PAUL MN 55107

## **EXHIBIT 7**

City of Chester, Pennsylvania  
USPS Express Mail  
Exhibit Page

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11/10/2022 09:46:35 PM

001096P001-1498A-001A  
WILLIAM PENN LODGE #19-FOP  
PO BOX 820  
CHESTER PA 19013-

## **EXHIBIT 8**

City of Chester, Pennsylvania  
Federal Express  
Exhibit Page

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11/10/2022 09:54:18 PM

000423P001-1498A-001B  
CITY OF CHESTER  
CITY SOLICITOR  
1 FOURTH ST  
CHESTER PA 19013-4400